



INDIANA UTILITY REGULATORY COMMISSION  
302 W. WASHINGTON STREET, SUITE E-306  
INDIANAPOLIS, INDIANA 46204-2764

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EMERGENCY PETITION FOR COMMISSION  
INVESTIGATION OF SOUTH HAVEN SEWER  
WORKS, INC'S ABILITY TO RENDER  
SERVICE WITHIN ITS CERTIFICATED  
TERRITORY

CAUSE NO. 42778

**FILED**

RESPONDENT: SOUTH HAVEN SEWER  
WORKS, INC.

AUG 24 2005

INDIANA UTILITY  
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On August 18, 2005, Margaret, Dale, John and Ed Froberg and SW Developers, LLC ("Petitioners") filed an unopposed *Joint Motion for Additional Modification of Procedural Schedule* ("Motion") in the above captioned Cause.

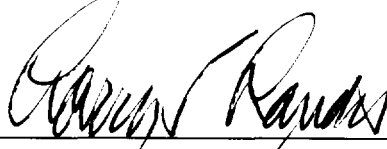
The Presiding Officers having reviewed the information contained in the Motion, and being duly advised in the premises, hereby GRANT the Motion and revise the procedural schedule as follows:

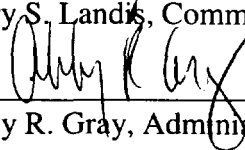
1. **Respondent's and Intervenors Prefiling Date.** The Respondent and any Intervenors should prefile its prepared testimony and exhibits constituting its case-in-chief on or before October 3, 2005. Copies of same should be served upon all parties of record.
2. **Public's Prefiling Date.** Public should prefile with the Commission the prepared testimony and exhibits constituting their respective cases-in-chief on or before October 13, 2005. Copies of same should be served upon all parties of record.
3. **Petitioner's Rebuttal Testimony and Respondent's Reply to Public's Testimony.** The Petitioner should prefile with the Commission its prepared rebuttal testimony and Respondent should file its response to the Public's case-in-chief on or before October 18, 2005. Copies of same should be served upon all parties of record.
4. **Evidentiary Hearing on the Parties' Cases-In-Chief.** The evidentiary hearing in this cause is now continued from October 4, 2005 to November 9, 2005 commencing at 9:00 a.m. in Room CC-32 of the Indiana Government Center South, Indianapolis, Indiana. At such time, the direct evidence of the respective parties should be presented and their respective witnesses examined. Thereafter, Petitioner should present its prefled rebuttal evidence as well

as any additional evidence rebutting evidence adduced on cross-examination of Public's or Intervenor's witnesses.

5. **Discovery**. Discovery is available for all parties and should be conducted on an informal basis. Any response or objection to a discovery request should be made within ten (10) business days of the receipt of such request. Beginning October 3, 2005, discovery shall be responded to within four (4) calendar days.

**IT IS SO ORDERED.**

  
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Larry S. Landis, Commissioner

  
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Abby R. Gray, Administrative Law Judge

Dated:   
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